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Subdivision

17 Miscellaneous offences

Australian and New Zealand Standard Offence Classification (ANZSOC)

Reference period: 2023

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Description

Miscellaneous offences are any offences that are not elsewhere classified.

Subdivision

171 Miscellaneous commercial offences

Description

Miscellaneous commercial offences include business, corporate, or other commercial offences that do not involve physical harm, deception, trafficking, fraud, pollution, sale of stolen goods, or breach of health and safety regulations.

1711 Import and export offences

Import and export offences include the movement of prohibited or controlled goods or other products across international borders, other than weapons, explosives, child abuse material, drugs, animals, or plants.

Inclusions:

- Fail to declare goods
- Unlawful import or export of alcohol, tobacco, or similar products
- Unlawful import or export of commercial products other than weapons, explosives, child abuse materials, drugs, animals, or plants
- Other import and export offences

Exclusions:

- Breach animal quarantine regulations – coded to 1691 Plant and animal quarantine offences
- International trafficking of drugs – coded to the relevant groups within 091 International drug trafficking
- International trafficking of weapons or explosives – coded to the relevant groups within 101 International trafficking of weapons or explosives
- Import or export child abuse material including child-like sex dolls – coded to 0341 Produce or distribute child abuse material
- Unlawful trafficking of animals or animal parts such as ivory, pelts, or shells into or from Australia or New Zealand – coded to 1622 Parks and wildlife offences

1712 Financial management or corporate governance offences

Financial management or corporate governance offences include breaches of regulations relating to the financial management or governance of an organisation, excluding where fraud, deception or corruption occurs. The organisation may be a business, non-profit organisation, or any other incorporated entity.

Inclusions:

- Breach corporate governance regulation
- Breach director's duties, excluding corruption or other deception
- Breach financial regulations
- Breach regulation relating to the management of a corporation
- Criminal misconduct by company officers not elsewhere classified
- Criminal misconduct in the provision of financial services not elsewhere classified
- Operate an unlicensed financial services business or unregistered managed investment scheme
- Other financial management or corporate governance offences

Exclusions:

- Breach building regulations or municipal planning regulations – coded to 1721 Construction and land use offences
- Food safety offences – coded to 1231 Sanitation or disease offences
- Intentional misappropriation of finances – coded to 0823 Embezzlement
- Misuse of finances amounting to corruption – coded to 0839 Corruption, nec
- Offences relating to licences to operate vehicles including heavy vehicles and marine vessels – coded to the relevant groups within 133 Driver licence offences
- Record information known to be false or misleading – coded to 0821 Fraudulent trade practices
- Theft of electricity, water, or other product from a utility provider or customer – coded to the relevant groups within 0799 Theft, nec

1713 Unlawful purchase or sale of sexual services

This group is for offences relating to the purchase or sale of sexual services, where the act is unlawful due to a breach of regulation, or the location of the act.

Sexual services include private sex work, street-based sex work, sex work through an escort agency or as a private escort, or where a worker provides sexual services at a brothel, club, or erotic massage parlour. It does not include livestreaming, chat services, phone sex, or other non-contact sexual services delivered through a digital platform.

Inclusions:

- Breach regulatory requirements relating to sex work
- Offences related to the prevention of “pimping”
- Operation of an unregistered brothel or other venue providing sexual services
- Own or manage an unlicensed or unregistered brothel
- Prostitution offences related to the buying or selling of sexual services
- Purchase or sale of sexual services in a jurisdiction where this is disallowed
- Purchase or sale of sexual services, or operation of a brothel, outside an approved area or municipal zone
- Unlawful soliciting or consorting offences related to sex work
- Working in an unregistered brothel or other venue providing sexual services
- Other offences relating to the unlawful purchase or sale of sexual services

Exclusions:

- Assault or sexual assault of a sex worker – coded to the relevant groups within 02 Assault or 031 Sexual assault of an adult
- Create or distribute unlawful sexual content, excluding child abuse material – coded to 0399 Sexual offences, nec
- Presence of a child onsite at a brothel – coded to 0399 Sexual offences, nec
- Record or provide information known to be false or misleading – coded to 0821 Fraudulent trade practices
- Purchase of sexual services from a child– coded to 0321 Unlawful sexual penetration of a child
- Sexual servitude or sex work in slavery-like conditions – coded to 0410 Human trafficking or slavery

1719 Miscellaneous commercial offences, nec

This group is for miscellaneous commercial offences not elsewhere classified.

Inclusions:

- Demand or receive payment for building without insurance
- Interfere with the provision of electricity or other utilities during commercial activities, excluding theft or property damage
- Unlawfully undertake building or trades work without a licence
- Other miscellaneous commercial offences not elsewhere classified

Exclusions:

- Commercial offences involving deception or fraud – coded to the relevant group in 082 Deceptive business practices

Subdivision

172 Local offences

Description

Local offences are offences relating to the management of a local municipal area. This includes offences relating to land use, construction of buildings, and local amenity. It also includes bylaws created by local governments within Australia and New Zealand, where these laws are not elsewhere classified.

1721 Construction and land use offences

Construction and land use offences include breaches of planning regulations, building permits, or land zoning, and other offences relating to the construction of buildings or use of land.

Inclusions:

- Breach a building permit, planning permit or planning regulations
- Breach heritage regulations
- Breach regulations relating to traditional ownership or protection of sacred sites
- Change use of building without required permit
- Construction without required permit
- Contravene town planning requirements
- Demolition or destruction of a building in breach of heritage or planning regulations
- Fail to comply with land use planning legislation
- Undertaking an activity that is not permitted due to zoning restrictions
- Other construction and land use offences

Exclusions:

- Breach occupational health and safety regulation on a worksite including construction sites – coded to 1292 Occupational safety offences
- Offences relating to the management of national parks, bushland, farmland, or bodies of water – coded to the relevant groups within 16 Environmental offences
- Purchase or sale of sexual services including operation of a brothel outside a permitted zone – coded to 1713 Unlawful purchase or sale of sexual services

1722 Pet registration and management offences

Pet registration and management offences relating to the registration and management of domestic animals such as dogs or cats.

Inclusions:

- Breach domestic animal bylaws, such as cat curfews, or failure to complying with signage requirements for a declared dangerous dog
- Breach domestic animal registration legislation
- Breach regulations relating to maximum number of dogs or other pets
- Fail or refuse to microchip or desex a pet where required
- Fail to register a pet or renew a registration
- Other pet registration and management offences

Exclusions:

- Breach livestock regulation offences – coded to 1629 Environmental management offences
- Keep wildlife as a pet without a licence – coded to 1622 Parks and wildlife offences
- Mistreatment of a pet – coded to 1630 Animal cruelty

1729 Local offences, nec

This group includes any local offences not elsewhere classified, including offences relating to a local area, or breaches of local government bylaws that are out of scope for other groups.

Inclusions:

- Breach local laws, such as relating to property maintenance
- Breach local laws relating to commercial activities, such as hawking or retail activity on footpaths
- Busking without a permit
- Fail to make a payment to a local council
- Other breach of local laws not elsewhere classified
- Other local offences not elsewhere classified

Exclusions:

- Air pollution offences, such as relating to private use of woodfires or woodstoves – coded to 1611 Air pollution offences
- Drinking alcohol in a prohibited area – coded to 1232 Alcohol offences
- Food safety offences – coded to 1231 Sanitation or disease offences
- Parking offences – coded to 1392 Parking offences
- Smoking or vaping in a prohibited area – coded to 1233 Tobacco, nicotine, or related offences

Subdivision

179 Other miscellaneous offences

1799 Miscellaneous offences, nec

This group includes any offences not elsewhere classified.

Inclusions:

- Breach bylaws created by First Nations councils or other First Nations authorities, not elsewhere classified
- Any other offence not elsewhere classified

Exclusions:

- Any offence that is within scope of another division or subdivision – coded to the relevant division or subdivision